Registered No. HSE-49/2016





ఆంధ్రప్రదేశ్ రాజపత్రము

THE ANDHRA PRADESH GAZETTE

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W.No.23 AMARAVATI, TUESDAY , JUNE 13, 2017 **G.58**

PART II - MISCELLANEOUS NOTIFICATIOSN OF INTEREST TO THE PUBLIC

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NOTIFICATIONS BY HEADS OF DEPARTMENTS Etc.,

A.P. STATE WAQF BOARD, VIJAYAWADA,

(Transit Office at 4th & 5th Floor, Razzack Manzil, Opp: Public Gardens, Nampally, Hyderabad.

JANAB MULLA SAHEB JAN, S/o.MULLA ZAINUDDIN SAHEB Late APPOINTED AS MUTAWALLI IN HEBBATAM VILLAGE, HOLAGUNDA MANDAL, KURNOOL DISTRICT.

Read:-

1) Report of Inspector Auditor Waqfs, Kunool District, Dt: 13-10-2016.
2) This Office Memo of even No., Dated:25-11-2016.
3) Report of Inspector Auditor Waqfs, Kurnool District, Dt:01 -03-2017.
4) This Office Paper Notification of even No., Dated: 22-03-2017.
5) Report of the Inspector Auditor Waqfs, Kurnool District, along with Paper Notification published copy, Dated: 04-05-2017.
6) Orders of the Competent Authority, APSWB, Dt:20-05-2017.

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F.No.12/M/KNL/2016,- The Waqf Institution namely Masjid situated at Hebbatam Village, Holagunda Mandal, Kurnool District and its attached Waqf properties in Sy.No.73 to an extent of Ac.30.14 Cents, Sy.No.74/B1 to an extent of Ac.28.05 Cents, Sy.No.76/A2B to an extent of Ac.0.12 Cents, Sy.No.77/A1 to an extent of Ac.32.97 Cents, Sy.No.78/A1 to an extent of Ac.0.38 Cents and in Sy.No.78/C2 to an extent of Ac.31.02 Cents (which total Ac. 122.71 Cents) of Hebbatam Village, Holagunda Mandal, Kurnool District is a notified Waqf and published in the A.P.Gazette No.18-A, Dt:02-05-1963 under SI.No.1597. The notified Mutawalli namely Mulla Zainuddin Saheb Late was died long back.

In the reference 1st read above, Inspector Auditor Waqfs, Kurnool District has submitted report along with representation of Janab Mulla Saheb Jan, S/o Mulla Zainuddin Saheb Late with a request to appoint as a Mutawalli to the subject Waqf institution.

In compliance to the this Office memo Dt:25-11-2017, the Inspector Auditor Waqfs, Kurnool District has collected Waqf fund and submitted his detailed report vide reference 3rd read above. Based on IA Waqfs report and applicant record this Office has issued Paper Notification by calling claims or objections from the general public for appointment of Mutawalli Dt:22-03-2017 for a prescribed period of 15 days from the date of publication.

In this connection the Inspector Auditor Waqfs, Kurnool District has submitted report along with original News Paper wherein the said notification was published and confirmed that, there are no claims and objections received against the paper notification for appointment of Mutawalli.

After verification of the above record, the matter was placed before the Competent Authority, APSWB who after examining passed orders vide reference 6th read above for appointment of Janab Mulla Saheb Jan, S/o Mulla Zainuddin Saheb Late as a Hereditary Mutawalli U/Sec.42 of Waqf Act, 1995 in the place of his deceased father to the subject Waqf Institution.

Accordingly, Janab Mulla Saheb Jan, S/o Mulla Zainuddin Saheb Late is hereby appointed as Mutawalli, U/Sec.42 of Waqf Act, 1995 in respect of Masjid and its attached properties at Hebbatam Village, Holagunda Mandal, Kurnool District and its attached Waqf properties.

The Mutawalli should discharge his legitimate duties strictly as determined in Section 50 of Waqf Act, 1995 read with Rules 20 of A.P. Waqfs Rules, 2000 and should follow the instructions issued by the Board for time to time. He should submit the Accounts Budget Income & Expenditure statement and paid Waqf Fund properly, failing which Section 61 and 64 of the Waqf Act, 1995 will be attracted Duties mentioned hereunder.

a) To implement the orders issued by the Board & from time to time.

b) To carry out the directions of the Board.

c) To allow Inspector Auditor Waqfs regarding property accounts, records, deeds and documents relating thereof.

d) To discharge all public duties.

e) To do any other Act which he is Lawfully required to do be or under this Act.

f) Shall render proper and correct accounts of the Institution and its attached properties and shall not suppress any fact.

g) That the Mutawalli is restrictor to grant lease of Waqf property exceeding one year.

h) The Mutawalli should follow the Norms fixed in Section 56 of the Waqf Act, 1995 while granting Lease of any agricultural land. He should follow Lease Rules 2014 to put open auction through A.P. State Waqf Board.

i) He will not entitled to expend the Monies of Waqf exceeding 10% of the Net annual Income.

As per Sec. 101 (2) of Waqf Act, 1995, *"Every Mutawalli of a Waqf, every member of managing committee whether constituted by the Board or under any deed of Waqf, every Executive Officer and every person holding any office in a Waqf shall also be deemed to be a public servant within the meaning of Sec.21 of the Indian Penal Code".* As such, for the illegal act if any, every member of the committee will be liable for penal action. The Committee shall also noted that Sec.3 (ee) defined encroacher, sec. 52-A explain rigorous punishment upto (2) years and Sec.61 speaks penalty and punishment upto (6) months for the lapses / charges shown therein, hence should act carefully delinquently and maintain account scrupulously.

The APSWB reserves its right to modify / cancel / alter / with hold the order at any time without assigning any reasons thereof.

Sd/-.,
CHIEF EXECUTIVE OFFICER,
A.P.State Waqf Board, Vijayawada,
(Transit Office at haj House, Hyderabad)

To
Janab Mulla Saheb Jan, S/o Mulla Zainuddin Saheb Late,
Mutawalli of Masjid at Hebbatam Village,
R/o Hebbatam Village, Holagunda Mandal, Kurnool District
(through concerned IA Waqfs).

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